



ifw 2143

PATENT
Attorney Docket No.: AVARS-02200

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Michael A. Lloyd et al.

Serial No.: 09/903,423

Filed: July 10, 2001

For: **SYSTEMS AND METHODS FOR
ROBUST, REAL-TIME
MEASUREMENT OF NETWORK
PERFORMANCE**

) Group Art Unit: 2143

) Examiner: Nguyen, Phuoc H.

) **TRANSMITTAL LETTER**

) 162 N. Wolfe Road
) Sunnyvale, CA 94086
) (408) 530-9700

) Customer No. 28960

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

A Supplemental Information Disclosure Statement, Certification for the Supplemental Information Disclosure Statement and Form PTO-1449 are enclosed, for filing in the U.S. Patent and Trademark Office.

The Commissioner is hereby authorized to charge any additional fee or credit overpayment to our Deposit Account No. 08-1275. **An originally executed duplicate of this transmittal is enclosed for this purpose.**

Respectfully submitted,

HAVERSTOCK & OWENS LLP

Dated: 11-8-07

By: Thomas B. Haverstock
Thomas B. Haverstock
Reg No.: 32,571

Attorneys for Applicants

CERTIFICATE OF MAILING (37 CFR § 1.8(a))

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450

HAVERSTOCK & OWENS LLP.

Date: 11/08/07 By: Kiana Foster



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Michael A. Lloyd et al.)	Examiner: Nguyen, Phuoc H.
Serial No.: 09/903,423)	<u>CERTIFICATION FOR</u>
Filed: July 10, 2001)	<u>SUPPLEMENTAL INFORMATION</u>
For: SYSTEMS AND METHODS FOR)	<u>DISCLOSURE STATEMENT UNDER 37</u>
ROBUST, REAL-TIME)	<u>CFR § 1.97(e)</u>
MEASUREMENT OF NETWORK)	162 North Wolfe Road
PERFORMANCE)	Sunnyvale, CA 94086
)	(408) 530-9700
)	Customer No.: 28960

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This certification is being made for the Supplemental Information Disclosure Statement accompanying this certification.

Certification

I, the person signing below, hereby certify that the printed publications contained in the enclosed supplemental information disclosure statement were cited either within an Official Action mailed on August 9, 2007 or September 25, 2007 and/or September 26, 2007.

Accordingly, I hereby certify that no reference contained within this supplemental information disclosure statement was cited in a communication from a foreign patent office in a related foreign application, and, to the knowledge of the person signing the statement, after making reasonable inquiry, no reference contained within this supplemental information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of this supplemental information disclosure statement.
37 C.F.R. 1.97(e)(2)

CERTIFICATE OF MAILING (37 CFR § 1.8(a))

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HAVERSTOCK & OWENS LLP.

Date: 11/08/07 By: Keiana Joshi

Attorney Docket No.: PATENT
AVARS-02200

Identification of Person Making Certification

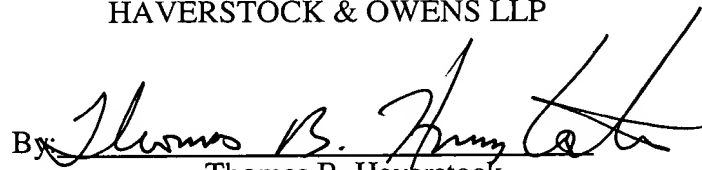
The person making this certification is the attorney who signs below on the basis of the information in the attorney's file.

Respectfully submitted,

HAVERSTOCK & OWENS LLP

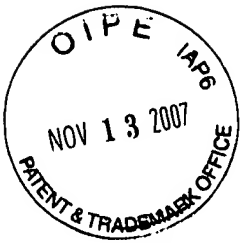
Dated: 11-8-07

By:

A handwritten signature in black ink, appearing to read "Thomas B. Haverstock", written over a horizontal line.

Thomas B. Haverstock
Reg. No.:32,571

Attorneys for Applicants



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P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The citations listed below may be material to the examination of the above-identified application and are therefore submitted in compliance with the duty of disclosure defined in 37 C.F.R. §§ 1.56 and 1.97. The Examiner is requested to make these citations of official record in this application.

Applicants have become aware of the following printed publications which may be material to the examination of this application:

- U.S. Patent No.: 5,343,463;
- U.S. Patent No.: 5,590,126;
- U.S. Publication No.: 2004/0030776 A1;
- U.S. Publication No.: 2005/0132060 A1;
- U.S. Publication No.: 2005/0243726 A1; and
- U.S. Publication No.: 2006/0026682 A1.

CERTIFICATE OF MAILING (37 CFR § 1.8(a))

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HAVERSTOCK & OWENS LLP.

Date: 11/08/07 By: Keana Joshi

This Supplemental Information Disclosure Statement under 37 C.F.R. §§ 1.56 and 1.97 is not to be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that these citations constitutes prior art.

Respectfully submitted,

HAVERSTOCK & OWENS LLP

Dated: 11-8-07

By: 

Thomas B. Haverstock
Reg. No.: 32,571

Attorneys for Applicants